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ARIZONA CORPORATION COMMISSION
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Arizona Corporation Commission

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7 **BEFORE THE ARIZONA CORPORATION COMMISSION**

9 IN THE MATTER OF THE APPLICATION
10 OF ARIZONA WATER COMPANY, AN
11 ARIZONA CORPORATION, FOR A
12 DETERMINATION OF THE FAIR VALUE
13 OF ITS UTILITY PLANT AND PROPERTY
14 AND FOR ADJUSTMENTS TO ITS RATES
15 AND CHARGES FOR UTILITY SERVICE
16 FURNISHED BY ITS NORTHERN GROUP
17 AND FOR CERTAIN RELATED
18 APPROVALS.

DOCKET NO. W-01445A-12-0348

**PARTIES' REQUEST FOR
MODIFICATION OF
PROCEDURAL SCHEDULE**

17 Applicant Arizona Water Company, having conferred with the Utilities Division
18 ("Staff") of the Arizona Corporation Commission ("Commission") and the Residential
19 Utility Consumer Office ("RUCO"), requests the following modifications to the schedule
20 set forth in the Rate Case Procedural Order dated September 19, 2012, in light of the
21 parties' status in reaching settlement of the issues in this matter.

22 As the Commission is aware, Arizona Water Company, Staff and RUCO are
23 involved in two active and separate settlement proceedings at present: Phase 2 of
24 Applicant's Eastern Group Proceeding (Docket No. W-01445A-11-0310) and this case. A
25 settlement agreement was docketed in Phase 2 of the Eastern Group case on April 1, and a
26 hearing on that settlement will commence on Monday, April 8. In the meantime, based on
27 the schedule set last September (before Phase 2 scheduling of Eastern Group proceedings
28

1 had been established), a settlement track deadline for filing a settlement agreement in this
2 case was set for Friday, April 5, with attendant testimony filing dates following thereafter.

3 Settlement discussions as noticed by Staff in this case commenced on March 19,
4 2013. The same parties were involved in settlement discussions concerning Phase 2 of the
5 Eastern Group case at the same time. Certain of the parties in this case have reached a
6 conceptual settlement, but need additional time to complete and file the settlement
7 agreement.

8 As stated above, the September 19, 2012 Procedural Order provided that a
9 settlement agreement in this case should be filed by Friday, April 5. The parties request a
10 one-week extension, to Friday, April 12, of this deadline. Testimony in support of or in
11 opposition to the settlement agreement was due by April 12, 2013. The parties request a
12 parallel one-week extension of that date, to April 19, 2013. The parties also request that
13 the Commission set a date for filing testimony in response to the April 19 filings, if
14 needed, for April 26, 2013, which is currently Staff's surrebuttal testimony date. Finally,
15 the parties request that Arizona Water Company's April 5, 2013 rebuttal testimony date be
16 suspended pending conclusion and submission of the settlement agreement.

17 The parties believe that these brief extensions will still allow adequate consideration
18 of the filings, since the hearing date is not until May 13, 2013. The parties believe that
19 other deadlines set forth in the Procedural Orders in this case may remain in place.

20 Arizona Water Company, Staff and RUCO agree to and jointly seek these
21 modifications, and undersigned counsel is authorized to recite their agreement to this
22 motion.

1 RESPECTFULLY SUBMITTED this 4th day of April, 2013.

2 BRYAN CAVE LLP

3 By 

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8 Attorneys for Arizona Water Company

9
10 ORIGINAL and 13 copies of the foregoing
11 filed this 4th day of April, 2013, with:

12 Docket Control Division
13 Arizona Corporation Commission
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16 COPIES of the foregoing hand-delivered
17 this 4th day of April, 2013, to:

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